

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

**DAVID W. HERBAGE, ET AL**

Filed: **January 23, 2004**

Serial No. **10/763,789**

For: **Stacked Pellet Flare Assembly and  
Methods of Making and Using  
the Same**

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Confirmation No.: **7920**

Art Unit: **3641**

Examiner: **Lee, Benjamin P.**

Attorney Docket No.: **A310429.2US**

**PETITION AND FEE FOR  
EXTENSION OF TIME (37 CFR 1.136(a))**

Commissioner of Patents  
Mail Stop Amendment  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request an Extension of Time of four additional month to extend the time to respond to the Office Action issued August 22, 2007.

The fee of \$1,640.00 (large entity) for obtaining a four-month extension of time to January 22, 2008, for responding to the outstanding Office Action in the above-captioned patent application is hereby authorized to be charged to Deposit Account No. 50-2346.

The Commissioner is hereby authorized to charge any additional filing fees or credit any overpayment to Deposit Account No. 50-2346.

Respectfully submitted,

/H Roy Berkenstock/  
H. Roy Berkenstock  
Registration No. 24,719

Date: January 11, 2008

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